

building a nuclear reactor. Let us also imagine that Mexico were a hostile power to the United States, and that its President and leading newspapers had threatened to use their military means to destroy us. Let us imagine that we had tried for a year through diplomatic means to reduce this threat to our very existence, and were unsuccessful. Given that situation, what would the United States do?

I ask the ladies and gentlemen of this House to contemplate this analogy before condemning Israel for its action against Iraq.

#### CONGRESSMAN GARCIA INTRODUCES COMPANION LEGISLATION TO H.R. 2121, THE SURPLUS SCHOOL CONVERSION ACT

(Mr. GARCIA asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. GARCIA. Mr. Speaker, today I am introducing companion legislation to H.R. 2121, the Surplus School Conversion Act, which I introduced earlier this session. H.R. 2121 provides funds to local educational agencies for the renovation of underutilized school buildings. The companion legislation I am introducing today is a result of a recent General Accounting Office report recommending a Federal policy requiring Federal agencies with grant construction programs to consider the use of vacant schools in lieu of new construction.

In this era of twin and sometimes conflicting concerns of economy and environment, I believe this measure makes sense. According to the Catalog of Federal and Domestic Assistance, 24 Federal grant programs in fiscal year 1979 were authorized to provide funding for brick-and-mortar construction projects. Funding authorizations for these programs totaled over \$5.8 billion. Many of these programs provide funds for a wide range of construction projects, including social service, health centers, libraries, low-rent housing, police stations, vocational education training schools, recreation facilities, small infirmaries, nursing care homes, and day care facilities.

However, the Federal agencies responsible for administering the programs do not require State and local jurisdictions that request funding for new construction to routinely consider the feasibility of renovating available vacant or underutilized schools to meet their needs. Such a requirement could increase the opportunities for making effective use of vacant schools and result in significant savings to the Federal Government.

Because there may be opportunities for substantial cost savings by using more vacant schools in lieu of new construction, the GAO believes, and I concur, that an evaluation of the feasibility of using such schools should be required before construction funds are

awarded to grantees. Also, since the opportunity spans many Federal programs, I believe there should be a Federal policy requiring Federal agencies with grant construction programs to consider the use of vacant schools in lieu of new construction.

#### BIAGGI REACTION TO ISRAEL ACTION AGAINST IRAQ

(Mr. BIAGGI asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. BIAGGI. Mr. Speaker, the administration's condemnation of Israel was unfortunately too hasty when one considers the real and present danger posed to Israel by the Iraq atomic reactor. Our own intelligence reports indicated that the reactor could have been operational within a matter of weeks and could produce offensive weaponry. The Israeli action was more in self defense than an offensive attack which would not be in violation of U.S. law. It is important to consider the fact that Iraq has been at war with Israel and the President of Iraq has threatened to use the nuclear bomb against Israel. A strong and sovereign Israel is critical to a stable Middle East which in turn is vital to our national security. Considering traditional Arab hostility to the very existence of Israel—I maintain that their action was necessary for their own internal security.

#### REAL ISSUE IN ISRAELI RAID IS PROLIFERATION OF ATOMIC WEAPONS MATERIAL

(Mr. MARKEY asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. MARKEY. Mr. Speaker, the real issue is not whether we should condemn or praise Israel for Sunday's attack on the Iraqi nuclear reactor. The real issue is the proliferation of atomic weapons material caused by the export of sophisticated nuclear technology by the United States and Western European countries.

Why should we blame Israel when the real culprits are the French and the Italians who supplied Iraq a country with enough oil to build an oil-fired electricity plant on every oasis in this country with a nuclear research reactor which uses highly enriched uranium which can be converted easily and directly into an atomic bomb?

Before we judge Israel too quickly, Mr. Speaker, we should remember that they are in a state of war with Iraq because Iraq has never agreed to sign the Middle East cease-fire. In addition the President of Iraq has stated publicly that the nuclear reactor and its bomb-grade fuel would be used against Israel. In sum, Israel had its back against the wall, and from their point of view had no alternative but to destroy the Iraqi reactor.

I am introducing today, Mr. Speaker, a sense-of-the-Congress resolution calling on President Reagan to seize this opportunity to completely reexamine U.S. nonproliferation policy and the controls that we required for the export of nuclear powerplants. I hope that all my colleagues will join with me in cosponsoring this resolution and that the failure of the current international nonproliferation policy will be ended and that tighter restrictions and prohibitions on any nuclear exports will be our policy in the future.

#### THE ONLY QUESTION: ARE THE SOVIET UNION AND CUBA BEHIND WHAT IS HAPPENING IN EL SALVADOR?

(Mr. RUDD asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. RUDD. Mr. Speaker, news stories the last 2 days about the situation in El Salvador raise questions about last February's white paper issued by our State Department.

I am concerned, not by what is in or is not in the new stories and the white paper, but the effect this might have in diverting our attention from the central issue of what is happening in that Central American nation.

One question can be asked about El Salvador—and only one question need be asked. That is, does anyone seriously doubt that the Soviet Union and its client ally Cuba are behind what is happening there?

Accuracy is important in anything we do, and I deplore as much as anyone any misstatements or misrepresentations that pop up in any report—whether a State Department white paper, or a newspaper's so-called exposé story that turns out later to be a fraud.

But in reading through the accounts of alleged inaccuracies in the El Salvador white paper, I see nothing to dispute the State Department comment of yesterday afternoon: "We stand by the conclusions of the white paper."

Mr. Speaker, let us not be drawn off the main point by a campaign of nit-picking, and that is: Are the Soviet Union and Cuba behind the effort to expand international communism in El Salvador or not? Of course they are.

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to the provisions of clause 5 of rule I, the Chair will now put the question on each motion on which further proceedings were postponed in the order in which that motion was entertained.

Votes will be taken in the following order:

H.R. 3240 by the yeas and nays; and H.R. 3239, by the yeas and nays.

The Chair will reduce to 5 minutes the time for the second electronic vote.

# NATIONAL TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION AUTHORIZATION

The SPEAKER pro tempore. The unfinished business is the question of suspending the rules and passing the bill, H.R. 3240.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Colorado (Mr. WIRTH) that the House suspend the rules and pass the bill, H.R. 3240, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 369, nays 12, not voting 50, as follows:

(Roll No. 66)

## YEAS—369

Addabbo	Daniel, R. W.	Gregg
Akaka	Danielson	Guarini
Alexander	Dannemeyer	Gunderson
Anderson	Daschle	Hagedorn
Andrews	Daub	Hall (OH)
Annunzio	Davis	Hall, Ralph
Anthony	Deckard	Hall, Sam
Applegate	Derrick	Hamilton
Archer	Derwinski	Hammerschmidt
Aspin	Dicks	Hance
Atkinson	Dingell	Hansen (UT)
AuCoin	Dixon	Hartnett
Bayley (MO)	Donnelly	Hatcher
Bayley (PA)	Dorgan	Hawkins
Barnard	Dornan	Heckler
Barnes	Dougherty	Hefner
Beard	Downey	Hefel
Bedell	Dreier	Hendon
Bellenson	Duncan	Hertel
Benedict	Dunn	Hightower
Benjamin	Dwyer	Hill
Bennett	Dymally	Holland
Bereuter	Dyson	Hollenbeck
Bethune	Early	Holt
Beverly	Eckart	Hopkins
Biaggi	Edgar	Horton
Bingham	Edwards (AL)	Hoyer
Blanchard	Edwards (CA)	Hubbard
Bliley	Emerson	Huckaby
Boggs	Emery	Hughes
Boland	Engelsh	Hunter
Bolling	Erdahl	Hutto
Boner	Erlenborn	Hyde
Bonior	Ireland	Ireland
Bonker	Evans (DE)	Jacobs
Bowen	Evans (IA)	Jeffords
Breaux	Fazio	Jeffries
Brinkley	Fenwick	Johnston
Brooks	Fiedler	Jones (NC)
Broomfield	Fields	Jones (OK)
Brown (CA)	Findley	Jones (TN)
Brown (CO)	Fish	Kastenmeyer
Broyhill	Fithian	Kazen
Burton, John	Foley	Kildee
Burton, Phillip	Ford (MI)	Klindness
Butler	Ford (TN)	Kogovsek
Campbell	Fountain	Kramer
Chapple	Fowler	LaFalce
Cheney	Frank	Lagomarsino
Chisholm	Preussel	Lantos
Clausen	Frost	Latta
Clay	Garcia	Leach
Clinger	Gaydos	Leath
Coats	Gejdenson	LeBoutillier
Coelho	Gephardt	Lee
Coleman	Gibbons	Lehman
Collins (TX)	Gingrich	Leland
Conable	Ginn	Lent
Conyers	Glickman	Levitas
Corcoran	Gonzales	Lewis
Coughlin	Goodling	Livingston
Coyne, James	Gore	Long (LA)
Coyne, William	Gradison	Long (MD)
Craig	Gramm	Lowery
Crockett	Gray	Lowry
D'Amours	Green	Lujan
Daniel, Dan		Luken

Laudine	Patterson	Smith (NJ)
Lauren	Pease	Smith (OR)
Markey	Pepper	Snowe
Marks	Perkins	Snyder
Marlenee	Peyser	Solarz
Mariotti	Pickle	Spence
Martin (IL)	Porter	St Germain
Martin (NC)	Pritchard	Stangeland
Martin (NY)	Pursell	Stanton
Matsui	Rahall	Stark
Mattox	Rangel	Staton
Mavroules	Ratchford	Stenholm
Mazzoli	Regula	Stokes
McClary	Reuss	Studds
McCluskey	Rhodes	Stump
McCollum	Richmond	Swift
McCurdy	Rinaldo	Synar
McDade	Ritter	Tauke
McEwen	Roberts (KS)	Tauzin
McGrath	Roberts (SD)	Taylor
McHugh	Robinson	Thomas
McKinney	Rodino	Trible
Mica	Roemer	Vander Jagt
Mikulski	Rogers	Vento
Miller (CA)	Rose	Volkmer
Miller (OH)	Rosenthal	Walgren
Mineta	Rostenkowski	Wampler
Minish	Roth	Washington
Mitchell (MD)	Roukema	Watkins
Mitchell (NY)	Roybal	Waxman
Moakley	Rudd	Weaver
Moffett	Russo	Weber (MN)
Molinari	Sabo	Weber (OH)
Montgomery	Santini	Wells
Moore	Savage	Whitehurst
Moorhead	Sawyer	Whitley
Morrison	Scheuer	Whittaker
Mottl	Schneider	Whitten
Murphy	Schroeder	Williams (MT)
Murtha	Schumer	Williams (OH)
Myers	Seiberling	Wilson
Napier	Sensenbrenner	Winn
Natcher	Shamansky	Wirth
Neal	Shannon	Wolf
Nelligan	Sharp	Wolpe
Nelson	Shaw	Wortley
Nichols	Shelby	Wright
Nowak	Shumway	Wyden
O'Brien	Shuster	Wyllie
Oaker	Siljander	Yates
Oberstar	Simon	Yatron
Obey	Skeen	Young (AK)
Ottlinger	Skelton	Young (FL)
Panetta	Smith (AL)	Young (MO)
Parris	Smith (IA)	Zablocki
Patman	Smith (NE)	Zeferetti

## NAYS—12

Brothead	Evans (IN)	McDonald
Crane, Daniel	Fascell	Pashayan
Crane, Phillip	Hansen (ID)	Paul
Evans (GA)	Jenkins	Solomon

## NOT VOTING—50

Albosta	DeNardis	Lott
Ashbrook	Dickinson	Madigan
Ertel	Edwards (OK)	Michel
Bafalis	Fary	Mollohan
Bouquard	Ferraro	Petri
Brown (OH)	Flippo	Price
Burgener	Florio	Quillen
Byron	Foglietta	Rallsback
Carman	Forsythe	Roe
Carney	Fuqua	Rousselot
Chappell	Goldwater	Schulze
Collins (IL)	Grisham	Stratton
Conte	Harkin	Traxler
Cotter	Hillis	Udall
Courter	Howard	Walker
de la Garza	Kemp	White
Dellums	Loeffler	

□ 1300

The Clerk announced the following pairs:

Mr. Mollohan with Mr. Ashbrook.  
Mr. Fary with Mr. Lott.  
Mr. Chappell with Mr. Madigan.  
Mrs. Bouquard with Mr. Rallsback.  
Mr. Fuqua with Mr. Michel.  
Mrs. Collins of Illinois with Mr. Walker.  
Mr. Price with Mr. Schulze.  
Mr. Traxler with Mr. Rousselot.  
Mr. Roe with Mr. Quillen.  
Mr. Stratton with Mr. Petri.  
Mr. Udall with Mr. Conte.  
Mr. White with Mr. Badham.

Mr. Dellums with Mr. Brown of Ohio.  
Ms. Ferraro with Mr. Goldwater.  
Mr. Foglietta with Mr. Hillis.  
Mr. Harkin with Mr. Kemp.  
Mr. Howard with Mr. Loeffler.  
Mr. Flippo with Mr. Courter.  
Mr. Albosta with Mr. Bafalis.  
Mr. Florio with Mr. Burgener.  
Mrs. Byron with Mr. Carman.  
Mr. de la Garza with Mr. Edwards of Oklahoma.  
Mr. Carney with Mr. Dickinson.  
Mr. Grisham with Mr. Forsythe.

So (two-thirds having voted in favor thereof) the rules were suspended and the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

## FEDERAL COMMUNICATIONS COMMISSION AUTHORIZATION ACT OF 1981

The SPEAKER pro tempore. The unfinished business is the question of suspending the rules and passing the bill, H.R. 3239, as amended.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Colorado (Mr. WIRTH) that the House suspend the rules and pass the bill, H.R. 3239, as amended, on which the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 360, nays 21, not voting 50, as follows:

(Roll No. 67)

## YEAS—360

Addabbo	Burton, John	Early
Akaka	Burton, Phillip	Eckart
Alexander	Butler	Edgar
Anderson	Campbell	Edwards (AL)
Andrews	Carman	Edwards (CA)
Annunzio	Chapple	Emery
Anthony	Cheney	English
Applegate	Chisholm	Erdahl
Archer	Clausen	Erlenborn
Ashbrook	Clay	Ertel
Aspin	Clinger	Evans (DE)
Atkinson	Coats	Evans (IA)
AuCoin	Coelho	Fazio
Bayley (MO)	Collins (TX)	Fenwick
Bayley (PA)	Conable	Fiedler
Barnard	Corcoran	Fields
Barnes	Coughlin	Findley
Beard	Coyne, James	Fish
Bedell	Coyne, William	Fithian
Bellenson	Crockett	Foley
Benedict	D'Amours	Ford (MI)
Benjamin	Daniel, Dan	Ford (TN)
Bennett	Daniel, R. W.	Fountain
Bereuter	Danielson	Fowler
Bethune	Dannemeyer	Frank
Beverly	Daschle	Frenzel
Biaggi	Daub	Frost
Bingham	Davis	Garcia
Blanchard	Deckard	Gaydos
Bliley	Derrick	Gejdenson
Boggs	Derwinski	Gephardt
Boland	Dicks	Gibbons
Bolling	Dingell	Gilman
Boner	Dixon	Gingrich
Bonior	Donnelly	Ginn
Bonker	Dorgan	Glickman
Bowen	Dornan	Gonzales
Breaux	Dougherty	Goodling
Brinkley	Downey	Gore
Brodhead	Dreier	Gradison
Brooks	Duncan	Gramm
Broomfield	Dunn	Gray
Brown (CA)	Dwyer	Green
Brown (CO)	Dymally	Gregg
Broyhill	Dyson	Guarini

Gunderson	Mavroules	Savage
Hagedorn	Mazzoli	Sawyer
Hall (OH)	McClary	Scheuer
Hall, Sam	McCloskey	Schneider
Hamilton	McCollum	Schroeder
Hammerschmidt	McCurdy	Schumer
Hance	McDade	Seiberling
Hansen (UT)	McEwen	Sensenbrenner
Hartnett	McGrath	Shamansky
Hatcher	McHugh	Shannon
Hawkins	Mica	Sharp
Heckler	Mikulski	Shaw
Hefner	Miller (CA)	Shelby
Heftel	Miller (OH)	Shumway
Hendon	Mineta	Shuster
Hertel	Minish	Siljander
Hightower	Mitchell (MD)	Simon
Hiller	Mitchell (NY)	Skeen
Holland	Moakley	Skelton
Hollenbeck	Moffett	Smith (AL)
Holt	Mollinari	Smith (IA)
Hopkins	Montgomery	Smith (NE)
Horton	Moore	Smith (NJ)
Hoyer	Moorhead	Snowe
Hubbard	Morrison	Snyder
Huckaby	Murphy	Solarz
Hughes	Murtha	Spence
Hunter	Myers	St Germain
Hutto	Napier	Stanton
Hyde	Natcher	Stark
Ireland	Neal	Staton
Jacobs	Nelligan	Stenholm
Jeffords	Nelson	Stokes
Jeffries	Nichols	Studds
Jenkins	Nowak	Swift
Jones (NC)	O'Brien	Synar
Jones (OK)	Oakar	Tauke
Jones (TN)	Oberstar	Tauzin
Kastenmeier	Obey	Taylor
Kazen	Ottinger	Thomas
Kildee	Panetta	Trible
Kindness	Parris	Vander Jagt
Kogovsek	Pashayan	Vento
Kramer	Patman	Volkmer
LaFalce	Patterson	Walgren
Lagomarsino	Pease	Wampler
Lantos	Pepper	Washington
Latta	Perkins	Watkins
Leach	Peyser	Waxman
Leath	Pickle	Weaver
LeBoutillier	Porter	Weber (MN)
Lee	Pritchard	Weber (OH)
Lehman	Pursell	Weiss
Leland	Rahall	Whitehurst
Lent	Rangel	Whitley
Levitae	Ratchford	Whittaker
Lewis	Regula	Whitten
Livingston	Reuss	Williams (MT)
Long (LA)	Rhodes	Williams (OH)
Long (MD)	Richmond	Wilson
Lowery	Rinaldo	Winn
Lowry	Roberts (SD)	Wirth
Lujan	Robinson	Wolf
Luken	Rodino	Wolpe
Madeline	Rogers	Wortley
Magren	Rose	Wright
Markey	Rosenthal	Wyden
Marks	Rostenkowski	Wyllie
Marlenee	Roth	Yates
Marriott	Roukema	Yatron
Martin (IL)	Roybal	Young (AK)
Martin (NC)	Rudd	Young (FL)
Martin (NY)	Russo	Young (MO)
Matsui	Sabo	Zablocki
Mattox	Santini	Zeferetti

## NAYS—21

Coleman	Evans (IN)	Paul
Conyers	Fasell	Ritter
Craig	Hansen (ID)	Roemer
Crane, Daniel	Johnston	Smith (OR)
Crane, Philip	McDonald	Solomon
Emerson	McKinney	Stangeland
Evans (GA)	Mottl	Stump

## NOT VOTING—50

Albosta	de la Garza	Grisham
Badham	Dellums	Hall, Ralph
Bafalis	DeNardis	Harkin
Bouquard	Dickinson	Hill
Brown (OH)	Edwards (OK)	Howard
Burgener	Ferraro	Kemp
Byron	Filippo	Loeffler
Carney	Florio	Lott
Chappell	Foglietta	Madigan
Collins (IL)	Forsythe	Michel
Conte	Fuqua	Mollohan
Cotter	Goldwater	Petri
Courter		

Quillen	Roussellot	Udall
Rallsback	Schulze	Walker
Roberts (KS)	Stratton	White
Roe	Traxler	

## The Clerk announced the following pairs:

Mr. Mollohan with Mr. Goldwater.  
 Mr. Price with Mr. Kemp.  
 Mr. Fary with Mr. Bafalis.  
 Mr. Udall with Mr. Lott.  
 Mrs. Collins of Illinois with Mr. Ralph M. Hall.  
 Mr. Chappell with Mr. Loeffler.  
 Mrs. Bouquard with Mr. Roussellot.  
 Mr. Traxler with Mr. Madigan.  
 Mr. White with Mr. Rallsback.  
 Mr. Roe with Mr. Michel.  
 Mr. Stratton with Mr. Quillen.  
 Ms. Ferraro with Mr. Petri.  
 Mr. Dellums with Mr. Roberts of Kansas.  
 Mr. de la Garza with Mr. Schulze.  
 Mr. Albosta with Mr. Dickinson.  
 Mr. Florio with Mr. Grisham.  
 Mr. Fuqua with Mr. Hillis.  
 Mr. Filippo with Mr. Edwards of Oklahoma.  
 Mr. Harkin with Mr. Walker.  
 Mr. Howard with Mr. Forsythe.  
 Mr. Foglietta with Mr. Courter.  
 Mr. Burgener with Mr. Badham.  
 Mrs. Byron with Mr. Carney.  
 Mr. Brown of Ohio with Mr. Conte.

So (two-thirds having voted in favor thereof) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERMISSION FOR COMMITTEE ON ENERGY AND COMMERCE TO FILE REPORT ON H.R. 2330, NUCLEAR REGULATORY COMMISSION AUTHORIZATION FOR FISCAL YEARS 1982 AND 1983

Mr. DINGELL. Mr. Speaker, I ask unanimous consent that the Committee on Energy and Commerce may have until midnight tonight to file a report on H.R. 2330, the Nuclear Regulatory Commission authorization for fiscal years 1982 and 1983.

Mr. Speaker, this unanimous-consent request has been cleared with the minority.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Michigan?

There was no objection.

DEPARTMENT OF JUSTICE APPROPRIATION AUTHORIZATION ACT, FISCAL YEAR 1982

Mr. ZEPHERETTI. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 147 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

## H. RES. 147

Resolved, That upon the adoption of this resolution it shall be in order to move that the House resolve itself into the Committee of the Whole House on the State of the Union for the consideration of the bill (H.R. 3462) to authorize appropriations to carry out the activities of the Department of Justice for fiscal year 1982, and for other purposes, and the first reading of the bill shall

be dispensed with. After general debate, which shall be confined to the bill and shall continue not to exceed one hour, to be equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary, the bill shall be read for amendment under the five-minute rule. It shall be in order to consider the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill as an original bill for the purpose of amendment under the five-minute rule, and all points of order against said substitute for failure to comply with the provisions of clause 5, rule XXI are hereby waived. At the conclusion of the consideration of the bill for amendment, the Committee shall rise and report the bill to the House with such amendments as may have been adopted, and any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

The SPEAKER pro tempore. The gentleman from New York (Mr. ZEPHERETTI) is recognized for 1 hour.

Mr. ZEPHERETTI. Mr. Speaker, for purposes of debate only, I yield 30 minutes to the gentleman from Arizona (Mr. RHODES), pending which I yield myself such time as I may consume.

(Mr. ZEPHERETTI asked and was given permission to revise and extend his remarks.)

Mr. ZEPHERETTI. Mr. Speaker, House Resolution 147 provides for the consideration of H.R. 3462, the Department of Justice Appropriation Authorization Act for fiscal year 1982. The Rules Committee has granted an open rule, allowing 1 hour of general debate to be equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary.

The rule makes in order a committee amendment in the nature of a substitute recommended by the Judiciary Committee as an original bill for purposes of amendment. Further, House Resolution 147 waives clause 5, of rule XXI, appropriations in a legislative bill, against this substitute.

At the conclusion of the amendment process the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

H.R. 3462 authorizes \$2,326,553,000 for the purpose of carrying out most activities of the Department of Justice for fiscal year 1982. In addition to funding various divisions of the Justice Department, H.R. 3462 provides moneys for the Drug Enforcement Administration, the Immigration and Naturalization Service, the Federal prison system, and the FBI.

I am particularly pleased with the Judiciary Committee's decision to restore funds for DEA. Last Friday Con-

gressmen RANGEL and SHAW, cochairman of the Task Force on Law Enforcement of the Select Committee on Narcotics Abuse and Control, held hearings to examine the problems faced by State and local law enforcement agencies in combating the war on drugs.

Testimony was heard from numerous State and local law enforcement officers. They all stressed the need for the continuance of State and local DEA programs and in particular the DEA task forces. The Judiciary Committee should be applauded for showing the wisdom to restore funds for the local task forces and other vital DEA programs that will assist State and local drug enforcement officials.

As chairman of the Select Committee on Narcotics Abuse and Control, I have become acutely aware of the illicit drug market in our country and the Herculean task DEA has before it. Only through the constant vigilance by agencies such as DEA can we hope to stem the tide of illegal drugs that is presently flooding into the United States.

I urge the adoption of House Resolution 147, so we may proceed to the Justice Department Appropriation Authorization Act, for fiscal year 1982.

□ 1315

Mr. RHODES. Mr. Speaker, I yield myself such time as I may consume.

(Mr. RHODES asked and was given permission to revise and extend his remarks.)

Mr. RHODES. Mr. Speaker, House Resolution 147 provides for the consideration of H.R. 3462, which authorizes appropriations for the Justice Department for fiscal year 1982.

House Resolution 147 grants an open rule, providing 1 hour of general debate to be divided between the chairman and ranking minority member of the Judiciary Committee.

The resolution provides for consideration of the amendment in the nature of a substitute, recommended by the Judiciary Committee, now printed in the bill as an original bill for purposes of amendment. All points of order against the substitute for failure to comply with the provisions of clause 5, rule XXI are waived. This waiver would allow the FBI to utilize the proceeds from certain undercover operations to offset "expenses incurred in such operation without . . ." additional appropriation by Congress.

A motion to recommit with or without instructions is in order.

As reported by a voice vote from the Judiciary Committee, H.R. 3462 authorizes \$2.3 billion for the Justice Department for fiscal year 1982. Concern has been expressed because this authorization is \$38.8 million more than the administration's request. These additional funds have been authorized for the Drug Enforcement Administration, the Immigration and Naturalization Service, and U.S. Marshals, attorneys, and trustees.

As the rule requested will provide us with the utmost freedom in considering this bill, I urge adoption of this resolution so we may proceed to the consideration of H.R. 3462.

Therefore, Mr. Speaker, having no opposition and no requests for time, I reserve the balance of my time.

Mr. ZEFERETTI. Mr. Speaker, I have no requests for time, and I move the previous question on the resolution.

The previous question was ordered.

The resolution was agreed to.

A motion to reconsider was laid on the table.

Mr. RODINO. Mr. Speaker, I move that the House resolve itself into the Committee of the Whole House on the State of the Union for the consideration of the bill (H.R. 3462) to authorize appropriations to carry out the activities of the Department of Justice for fiscal year 1982, and for other purposes.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from New Jersey (Mr. RODINO).

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. SOLOMON. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

The vote was taken by electronic device, and there were—yeas 357, nays 1, not voting 73, as follows:

[Roll No. 68]

YEAS—357

Addabbo  
Akaka  
Alexander  
Anderson  
Andrews  
Annunzio  
Anthony  
Ashbrook  
Aspin  
Atkinson  
AuCoin  
Bailey (MO)  
Bailey (PA)  
Barnard  
Barnes  
Bedell  
Bellensan  
Benedict  
Benjamin  
Bennett  
Bereuter  
Bethune  
Bevill  
Biaggi  
Blanchard  
Bliley  
Boggs  
Boland  
Boner  
Bonior  
Bonker  
Bowen  
Breaux  
Brinkley  
Brodhead  
Brooks  
Broomfield  
Brown (CA)  
Brown (CO)

Broyhill  
Burton, John  
Burton, Phillip  
Butler  
Campbell  
Carman  
Cheney  
Chisholm  
Clausen  
Clay  
Clinger  
Coats  
Coelho  
Coleman  
Collins (TX)  
Conable  
Conyers  
Corcoran  
Coyne, James  
Coyne, William  
Craig  
Crane, Daniel  
Crane, Philip  
Crockett  
D'Amours  
Daniel, Dan  
Daniel, R. W.  
Danielson  
Dannemeyer  
Daub  
Davis  
DeNardis  
Derrick  
Derwinaki  
Dingell  
Dixon  
Dorgan  
Dornan  
Downey

Dreier  
Duncan  
Dunn  
Dwyer  
Dymally  
Dyson  
Early  
Eckart  
Edgar  
Edwards (AL)  
Edwards (CA)  
Emerson  
Emery  
English  
Erdahl  
Erlenborn  
Ertel  
Evans (DE)  
Evans (GA)  
Evans (IA)  
Evans (IN)  
Faleell  
Fazio  
Fenwick  
Fiedler  
Fields  
Findley  
Fish  
Fithian  
Foley  
Ford (MI)  
Ford (TN)  
Fowler  
Frank  
Frenzel  
Burgener  
Byron  
Carney  
Gaydos  
Gejdenson

Gephardt  
Gibbons  
Gillman  
Gingrich  
Ginn  
Glickman  
Gonzales  
Goodling  
Gore  
Gradison  
Gramm  
Green  
Gregg  
Guarini  
Gundersen  
Hagedorn  
Hall, Sam  
Hamilton  
Hammerschmidt  
Hance  
Hansen (ID)  
Hansen (UT)  
Hartnett  
Hatcher  
Hawkins  
Heckler  
Hefner  
Heftel  
Hendon  
Hertel  
Hightower  
Hiler  
Holland  
Hollenbeck  
Holt  
Hopkins  
Hoyer  
Hubbard  
Huckaby  
Hughes  
Hunter  
Hutto  
Hyde  
Jacobs  
Jeffords  
Jeffries  
Jenkins  
Johnston  
Jones (NC)  
Jones (OK)  
Jones (TN)  
Kastenmeier  
Kasen  
Kildee  
Kindness  
Kogovsek  
Kramer  
LaFalce  
Lagomarsino  
Lantos  
Latta  
Leach  
Leath  
LeBoutillier  
Lee  
Lehman  
Lent  
Levitas  
Lewis  
Livingston  
Long (LA)  
Long (MD)  
Lowry  
Lujan  
Luken  
Lungren  
Markay  
Marks  
Marlenee  
Marriott

Martin (IL)  
Martin (NC)  
Martin (NY)  
Matsui  
Mattox  
Mazzoli  
McClory  
McCloskey  
McCollum  
McCurdy  
McDade  
McDonald  
McEwen  
McGrath  
McHugh  
Mica  
Mikulski  
Miller (CA)  
Miller (OH)  
Mineta  
Minish  
Mitchell (MD)  
Mitchell (NY)  
Moakley  
Moffett  
Mollinari  
Moore  
Moorhead  
Morrison  
Mottl  
Murphy  
Murtha  
Myers  
Napier  
Natcher  
Neal  
Neilligan  
Nelson  
Nichols  
Nowak  
O'Brien  
Oakar  
Oberstar  
Obey  
Ottinger  
Paretta  
Parris  
Pashayan  
Patman  
Patterson  
Paul  
Pease  
Pepper  
Perkins  
Petri  
Peyser  
Pickle  
Porter  
Pritchard  
Pursell  
Rahall  
Rangel  
Ratchford  
Regula  
Reuss  
Rhodes  
Richmond  
Rinaldo  
Ritter  
Roberts (KS)  
Roberts (SD)  
Robinson  
Rodino  
Roemer  
Rogers  
Rose  
Rosenthal  
Rostenkowski  
Roth  
Roukema

Roybal  
Rudd  
Russo  
Sabo  
Santini  
Savage  
Sawyer  
Scheuer  
Schneider  
Schroeder  
Seiberling  
Sensenbrenner  
Shamansky  
Shannon  
Sharp  
Shaw  
Shelby  
Shumway  
Shuster  
Siljander  
Simon  
Skeen  
Skelton  
Smith (AL)  
Smith (IA)  
Smith (NE)  
Smith (NJ)  
Smith (OR)  
Snowe  
Snyder  
Solars  
Spence  
St. Germain  
Stangeland  
Stanton  
Staton  
Stenholm  
Stokes  
Studds  
Stump  
Swift  
Synar  
Tauke  
Tauzin  
Taylor  
Thomas  
Traxler  
Trible  
Vento  
Volkmers  
Walgren  
Wampler  
Washington  
Watkins  
 Waxman  
Weaver  
Weber (MN)  
Weber (OH)  
Weiss  
Whitehurst  
Whitley  
Whittaker  
Whitten  
Williams (O)  
Wilson  
Winn  
Wirth  
Wolf  
Wolpe  
Wortley  
Wright  
Wyden  
Wyllie  
Yates  
Yatron  
Young (AK)  
Young (FL)  
Young (MO)  
Zablocki  
Zeferetti

NAYS—1

Solomon

NOT VOTING—73

Albosta  
Applegate  
Archer  
Badham  
Bafalis  
Beard  
Bingham  
Bolling  
Bouquard  
Brown (OH)  
Burgener  
Byron  
Carney  
Chappell

Chapple  
Collins (IL)  
Conte  
Cotter  
Coughlin  
Courter  
Daschle  
de la Garza  
Deckard  
Dellums  
Dickinson  
Dicks  
Donnelly  
Dougherty

Edwards (OK)  
Fary  
Ferraro  
Filippo  
Florio  
Foglietta  
Forsythe  
Fountain  
Fuqua  
Goldwater  
Gray  
Grisham  
Hall (OH)  
Hall, Ralph